IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	Coop Number 9:42M 1264						
Plaintiff,	Case Number 8:13MJ261						
vs.)) DETENTION ORDER)						
ANNETTE LOPEZ,							
Defendant.							
A. Order For Detention After the defendant waived a detention 3142(f) of the Bail Reform Act, the Court detained pursuant to 18 U.S.C. § 3142(e)	t orders the above-named defendant						
Statement Of Reasons For The Detention The Court orders the defendant's detention because it finds: X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required. X By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.							
that which was contained in the Pretrial 3 X (1) Nature and circumstances of X (a) The crime: Conspiracy Methamphetamine Mix maximum penalty of L (b) The offense is a crime (c) The offense involves a	y to Distribute 500 Grams or More of xxture is a serious crime and carries a						

DETENTION ORDER - Page 2

				The defendant does not have any significant community ties.	
				Past conduct of the defendant:	
				The defendant has a history relating to drug abuse. The defendant has a history relating to alcohol abuse. The defendant has a significant prior criminal record. The defendant has a prior record of failure to appear at court proceedings.	
		(b)	At the t	ime of the current arrest, the defendant was on:	
				Probation	
				Parole Supervised Release	
				Release pending trial, sentence, appeal or completion of sentence.	
		(c)	Other F		
			<u>X</u>	The defendant is an illegal alien and is subject to deportation.	
				The defendant is a legal alien and will be subject to	
			v	deportation if convicted.	
				The Bureau of Immigration and Customs Enforcement (BICE) has placed a detainer with the U.S. Marshal.	
				Other:	
				-	
	(4)	The nature and seriousness of the danger posed by the defendant's release are as follows:			
V	<i>(</i> 5)	Dobus	ttable B	recumptions	
<u>X</u>	(3)			resumptions that the defendant should be detained, the Court also	
		relied	on the f	ollowing rebuttable presumption(s) contained in 18 U.S.C.	
	V			ch the Court finds the defendant has not rebutted:	
	<u>X</u>	_ (a)		condition or combination of conditions will reasonably the appearance of the defendant as required and the	
				of any other person and the community because the Court	
			finds th	nat the crime involves:	
				(1) A crime of violence; or(2) An offense for which the maximum penalty is life	
				imprisonment or death; or	
			X	(3) A controlled substance violation which has a	
				maximum penalty of 10 years or more; or	
				(4) A felony after the defendant had been convicted of two or more prior offenses described in (1) through	

			above which is less than five years old and which was committed while the defendant was on pretrial release.
X	(b)	assure the a safety of the probable ca X (1)	dition or combination of conditions will reasonably appearance of the defendant as required and the community because the Court finds that there is use to believe: That the defendant has committed a controlled substance violation which has a maximum penalty of 10 years or more. That the defendant has committed an offense under 18 U.S.C. § 924(c) (uses or carries a firearm during and in relation to any crime of violence, including a crime of violence, which provides for an enhanced punishment if committed by the use of a deadly or dangerous weapon or device).
			dangerous weapon or device).

(3) above, <u>and</u> the defendant has a prior conviction for one of the crimes mentioned in (1) through (3)

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 3rd day of September, 2013.

BY THE COURT:

s/ F. A. Gossett United States Magistrate Judge